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5 UNITED STATES DISTRICT COURT  
6 WESTERN DISTRICT OF WASHINGTON  
7 AT TACOMA

8 UNITED STATES OF AMERICA,

9 Plaintiff,

10 v.

11 THOMAS G. BRUMMER,

12 Defendant.

CASE NO. CR14-5538BHS

ORDER

13 This matter comes before the Court on the Defendant's Unopposed Motion to Continue  
14 Trial Date and Pretrial Motion due date. The Court, having considered the unopposed motion  
15 and the Defendant's speedy trial waiver, makes the following findings of fact and conclusions of  
16 law:

17 1. Defense counsel needs additional time to investigate all factual allegations, interview  
18 witnesses, conduct legal research and prepare and file pretrial motions. The defense also  
19 requires additional time to review the discovery that has been provided to date.

20 2. The defense needs additional time to explore all relevant issues and defenses  
21 applicable to the case, which would make it unreasonable to expect adequate preparation for  
22 pretrial proceedings or for trial itself within the time limits established by the Speedy Trial Act  
and currently set for this case. 18 U.S.C. § 3161(h)(7)(B)(ii).

1 3. Taking into account the exercise of due diligence, a continuance is necessary to allow  
2 the defendant the reasonable time for effective preparation his defense, to explore resolution of  
3 this case before trial and to ensure continuity of defense counsel. 18 U.S.C. § 3161(h)(7)(B)(iv).

4 4. Proceeding to trial absent adequate time for the defense to prepare would result in a  
5 miscarriage of justice. 18 U.S.C. §3161(h)(7)(B)(i).

6 5. The ends of justice served by granting this continuance outweigh the best interests of  
7 the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A) and (B).

8 6. Defendant waived speedy trial through April 30, 2015.

9 NOW, THEREFORE, IT IS HEREBY ORDERED

10 That the trial date is continued from January 20, 2015, to April 14, 2015, at 9:00 a.m.;  
11 Pretrial Conference is set for April 6, 2015, at 2:30 p.m.; pretrial motions are due by March 5,  
12 2015. The resulting period of delay from January 5, 2015, to April 14, 2015, is hereby excluded  
for speedy trial purposes under 18 U.S.C. § 3161(h)(7)(A) and (B)

13 Dated this 9<sup>th</sup> day of January, 2015.

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16 BENJAMIN H. SETTLE  
17 United States District Judge  
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